

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 8:03-cr-77-T-30TBM

v.

SAMI AMIN AL-ARIAN,
HATIM NAJI FARIZ

Defendants.

_____ /

**DEFENDANT SAMI AL-ARIAN'S MOTION TO ADOPT
DEFENDANT HATIM FARIZ'S MOTION TO DISMISS BASED ON
COLLATERAL ESTOPPEL AND MEMORANDUM OF LAW IN SUPPORT**

COMES NOW, the Accused, SAMI AMIN AL-ARIAN, by and through his undersigned counsel, and requests this Honorable Court to permit the Accused to adopt Defendant HATIM FARIZ's Motion to Dismiss Based on Doctrine of Collateral Estoppel and Memorandum of Law in Support as referenced above. In support thereof, the Accused would state:

1. HATIM FARIZ's Motion and Memorandum of Law supports the identical reasons for such a Motion by the Accused in the case herein.
2. The Accused makes this request to permit him the benefit of HATIM FARIZ's Motion and Memorandum of Law without burdening the record with unnecessary repetition and in the interests of judicial economy.

WHEREFORE, the Accused requests this Honorable Court permission to allow the adoption of HATIM FARIZ's Motion for Dismissal Based on Collateral Estoppel and Memorandum of Law in Support.

Dated: January 13, 2006

Respectfully submitted,

____/s/Linda Moreno____
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 13th day of January, 2006, a true and correct copy of the foregoing has been furnished, by CM/ECF, to Walter Furr, Assistant United States Attorney; Terry Zitek, Assistant United States Attorney; Kevin Beck, Assistant Federal Public Defender, M. Allison Guagliardo, Assistant Federal Public Defender, counsel for Hatim Fariz.

/s/ Linda Moreno
Linda Moreno
Attorney for Sami Al-Arian